

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----	X	
	:	22md3043 (DLC)
IN RE: Acetaminophen - ASD-ADHD	:	22mc3043 (DLC)
Products Liability Litigation	:	
	:	<u>ORDER</u>
-----	X	

DENISE COTE, District Judge:

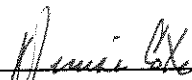
On December 18, 2023, the defendants' Rule 702 motions regarding the plaintiffs' proposed general causation expert testimony were granted. On January 16, this Court issued an Order to Show Cause why summary judgment should not be entered in each Member Case of the MDL in which the SFC was served on or before January 11, 2024. The January 16 Order also provided that plaintiffs in any Member Case in which an SFC was served on or after January 12, 2024 shall have 21 days from the date of service to show cause why summary judgment should not be entered in favor of the defendants named in that Member Case for failure to, inter alia, present admissible evidence of general causation.

On February 1, 2024, in response to the Court's January 16 Order to Show Cause, plaintiffs in five member cases (the "Mota Plaintiffs") indicated their intent to submit admissible expert evidence, in the form of the expert testimony of Roberta B. Ness, M.D., M.P.H., that acetaminophen can cause attention deficit hyperactivity-disorder ("ADHD"). On February 7, the

Mota Plaintiffs submitted Dr. Ness's expert report (the "Ness Report"). Accordingly, it is hereby

ORDERED that the parties shall confer and submit by February 23, 2024, their proposed schedule(s) for Rule 702 briefing regarding the Ness Report.

Dated: New York, New York
February 16, 2024



DENISE COTE
United States District Judge